

12-26-02

\$ CPK 2800



Attorney Docket No. 8040 P 710

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT
RECEIVED
DEC 30 1992
TECHNOLOGY CENTER 2800

In re U.S. Patent Application of)
HONORIO S. LUCIANO)
)
Prior Application No. 09/361,849) Group Art Unit 2832
Confirmation No. 6048)
Prior Application Filed: July 27, 1999) Examiner: Karl D. Easthom
)
For: Surface Mount Electrical Device with)
Multiple PTC Elements)

Box CPA
Commissioner For Patents
Washington, D.C. 20231

**REQUEST FOR CONTINUED PROSECUTION
APPLICATION PURSUANT TO 37 C.F.R. § 1.53(d)**

Dear Sir:

This is a Request for the filing of a Continued Prosecution Application pursuant to 37 C.F.R. § 1.53(d) for the above-identified prior nonprovisional Application No. 09/361,849, filed on July 27, 1999. A Three-Month Extension of Time directed to the prior nonprovisional application has been submitted. Therefore, this Request is timely filed.

In accordance with MPEP 201.06(d), it is requested that this Continued Prosecution Application utilize the file jacket and contents of the prior Application, including the Specification, Drawings, and Oath or Declaration from the prior Application, to constitute this new Application, and that the Application Number of the above-identified prior Application be assigned for identification purposes. 37 C.F.R. § 1.53(d)(2)(iv).

CPA REQUEST

Application No. 09/361,849

Page 2

It is also requested that the above-identified prior Application be expressly abandoned as of the filing date accorded this Continued Prosecution Application. 37 C.F.R. § 1.53(d)(2)(v).

With respect to the above-identified prior nonprovisional Application, this Continued Prosecution Application is being filed before the earliest of the payment of the issue fee (37 C.F.R. § 1.53(d)(1)(ii)(A), abandonment (37 C.F.R. § 1.53(d)(1)(ii)(B), or termination of the proceedings on the prior Application (37 C.F.R. § 1.53(d)(1)(ii)(C).

This Application discloses and claims only subject matter disclosed in the prior Application. 37 C.F.R. § 1.53(d)(2)(ii).

This Continued Prosecution Application names as inventors fewer than all the inventors named in the prior Application on the date this Continued Prosecution Application under 37 C.F.R. § 1.53(d) is being filed. Please DELETE "Robert Swensen" named in the prior nonprovisional Application. 37 C.F.R. § 1.53(d)(4).

The filing fee has been calculated as shown below:

			Small Entity		or	Other Than A Small Entity	
For:	No. Filed	No. Extra	Rate	Fee		Rate	Fee
Basic Fee				\$0	or		\$740
Total Claims	12 - 20 =	0	x 9 =	\$	or	x 18 =	\$0
Indep. Claims	3 - 3 =	0	x 42 =	\$0	or	x 78 =	\$0
<input type="checkbox"/> First Presentation of Multiple Dependent Claim			x 140 =	\$0	or	x 260 =	\$0
			Total	\$0	or	Total	\$740

CPA REQUEST

Application No. 09/361,849

Page 3

A Check in the amount of \$740.00 is attached for the filing fee. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 23-0280. A duplicate copy of this document is enclosed.

X Fees required under 37 CFR 1.16.

X Fees required under 37 CFR 1.17.

X Fees required under 37 CFR 1.18.

Respectfully submitted,

Dated: December 23, 2002

By: Jeffrey R. Gargano
Jeffrey R. Gargano, Reg. No. 38,148
Wallenstein & Wagner, Ltd.
311 South Wacker Drive, 53rd Floor
Chicago, Illinois 60606-6630
(312) 554-3300

CERTIFICATE OF EXPRESS MAILING (37 C.F.R. § 1.10); Express Mail Label No. EV 115521221 US; Deposited December 23, 2002
I hereby certify that this paper and fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service, postage prepaid, under 37 C.F.R. § 1.10 on the date indicated above and addressed to: Box CPA, Commissioner For Patents, Washington, D.C. 20231.

Linda K. Johnson
Linda K. Johnson/163919.1



CERTIFICATE OF MAILING BY EXPRESS MAIL

In Re Continued Prosecution Application of:

LUCIANO, HONORIO

Prior Application No.:

09/361,849

Prior Application Filing Date:

July 27, 1999

CPA Filing Date:

December 23, 2002

Confirmation No.:

6048

For:

SURFACE MOUNT ELECTRICAL
DEVICE WITH MULTIPLE PTC
ELEMENTS

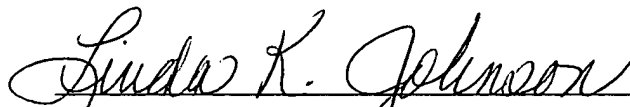
Attorney Docket No.:

804O P 710

****This application is a Continued Prosecution Application
from U.S. Application No. 09/361,849, originally filed on July 29, 1999****

Enclosures: Check No. 15407 in the amount of \$1,660.00 (For CPA Filing Fee \$740.00
and For Extension Fee \$920.00)
Request for Continued Prosecution Application Pursuant to 37 C.F.R. §
1.53(d) [in duplicate]
Petition for Three Month Extension of Time Pursuant to 37 CFR 1.136 [in
duplicate]
Return Postcard

I hereby certify that this Paper and the above listed documents and fees are being deposited with
the U.S. Postal Service "Express Mail Post Office to Addressee" service in a postage-paid
envelope, under 37 C.F.R. § 1.10, addressed to: "BOX CPA, COMMISSIONER FOR
PATENTS, WASHINGTON, D.C. 20231" on December 23, 2002, under Express Mail No.EV
115521221 US.


Linda K. Johnson

PLEASE ADDRESS ALL FUTURE COMMUNICATIONS TO:

**JEFFREY R. GARGANO, ESQ.
WALLENSTEIN & WAGNER
311 South Wacker Drive, 5300
Chicago, IL 60606
(312) 554-3300**